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Attorneys for Defendant  
National Collegiate Athletic  
Association, an  
Unincorporated Association.

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION**

SHANNON RAY, KATHERINE SEBBANE,  
KHALA TAYLOR, PETER ROBINSON, AND  
RUDY BARAJAS, individually and on  
behalf of all those similarly  
situated,

Plaintiffs,

v.

NATIONAL COLLEGIATE ATHLETIC  
ASSOCIATION, an unincorporated  
association,

Defendant.

**CLASS ACTION**

**JOINT STIPULATION AND [PROPOSED]  
ORDER MODIFYING SCHEDULE**

No. 1:23-cv-00425 WBS CSK

Judge: The Honorable William B.  
Shubb  
Assigned to Hon. Judge Chi Soo  
Kim for Non-Dispositive Issues

1       Whereas, there have only been modest modifications to the  
2 case schedule to date<sup>1</sup>;

3       Whereas, the parties have conferred with respect to certain  
4 newly available discovery data which will not be available for  
5 production from the NCAA to the Plaintiffs until late February;

6       Whereas, the parties have met and conferred and agreed to  
7 extend the remaining case deadlines to provide the parties with  
8 additional time to conduct discovery after the hearing on  
9 Plaintiffs' Motion for Class Certification, with the parties  
10 agreeing to the following deadlines:

- 11       • An extension of the deadline for expert reports from  
12       April 4, 2025, to September 5, 2025, and for rebuttal  
13       reports from May 5, 2025, to October 17, 2025;
- 14       • An extension of the close of fact discovery from June  
15       6, 2025, to September 5, 2025, and the close of expert  
16       discovery on November 14, 2025;
- 17       • An extension of dispositive or *Daubert* motions deadline  
18       from July 18, 2025, to November 21, 2025, with a  
19       briefing schedule as set forth below;

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21       <sup>1</sup>This action was formerly coordinated for scheduling purposes with  
22 *Smart v. NCAA*, Case No. 2:22-cv-02125-WBS-KJN. However, on  
23 January 31, 2025, Plaintiffs in the *Smart* action filed a Joint  
24 Notice of Settlement in Principle and Proposed Order (*Smart* ECF  
25 No. 70 and 70-1) modifying dates in the *Smart* matter and  
26 requesting leave to file any motion in support of any proposed  
27 settlement of that matter to 45 days from the date of that  
28 application. The court entered an order requiring the motion for  
preliminary approval of the settlement to be filed no later than  
March 24, 2025. (*Smart* ECF No. 71). We have conferred with *Smart*  
counsel, who have no objection to adjusting the schedule in this  
matter. Thus, this notice should only apply to the captioned *Ray*  
case.

- 1           • An extension of the trial setting from December 9,  
2           2025, to a date on or after April 21, 2026, that the  
3           Court has available; and
- 4           • An extension of the Final Pretrial Conference from  
5           October 6, 2025, to a date and time that the Court has  
6           available that is suitable for the revised trial date.

7           Whereas, the Court has stated that any request to change the  
8 trial date must be heard by Judge Shubb, Ray ECF No. 38 at 7;

9           IT IS HEREBY STIPULATED by and between the parties, in  
10 accordance with Local Rule 144, that

- 11           1. The parties will serve expert reports by September 5,  
12           2025, and will serve rebuttal reports by October 17,  
13           2025;
- 14           2. The deadline for the close of fact discovery will be  
15           September 5, 2025, and the close of expert discovery on  
16           November 14, 2025; and
- 17           3. The parties will file any dispositive or *Daubert*  
18           motions no later than November 21, 2025. Opposition  
19           briefs will be due January 6, 2026, and reply briefs  
20           due February 3, 2026. Should either party choose to  
21           submit a dispositive or *Daubert* motion prior to the  
22           November 21, 2025 deadline the briefing timeline in the  
23           local rules shall apply unless otherwise negotiated by  
24           the parties and approved by the Court.

25           IT IS FURTHER STIPULATED that the parties respectfully  
26 request that the Court continue the trial date to a date  
27 available for the Court on or after April 21, 2026, and that the  
28

1 Court continue the Final Pretrial Conference to a date suitable  
2 for the Court.

3  
4 Respectfully submitted, MUNGER, TOLLES & OLSON LLP

5 DATED: February 14, 2025 By: /s/ Carolyn Hoecker Luedtke

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**FILER'S ATTESTATION**

Pursuant to L.R. 5-4.3.4(2), I certify that all other signatories listed, and on whose behalf the filing is submitted, concur in this filing's content and have authorized this filing.

/s/ Carolyn Hoecker Luedtke  
Carolyn Hoecker Luedtke



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**CERTIFICATE OF SERVICE**

I hereby certify that on February 14, 2025, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all attorneys of record registered for electronic filing.

/s/ Carolyn Hoecker Luedtke  
Carolyn Hoecker Luedtke

[PROPOSED] ORDER

The Court, having considered the parties' stipulation, and cause appearing, hereby orders that:

1. The parties will serve expert reports by September 5, 2025, and will serve rebuttal reports by October 17, 2025;
2. The deadline for the close of fact discovery will be September 5, 2025;
3. The deadline for the close of expert discovery will be November 14, 2025;
4. The parties will file any dispositive or *Daubert* motions by November 21, 2025;
5. Oppositions to any dispositive or *Daubert* motions will be due January 6, 2026;
6. Replies in support of any dispositive or *Daubert* motions will be due February 3, 2026;
7. Should either party choose to submit a dispositive or *Daubert* motion prior to the November 21, 2025 deadline the briefing timeline in the local rules shall apply unless otherwise negotiated by the parties and approved by the Court; and
8. The trial date will be extended to \_\_\_\_\_ 2026, and the Final Pretrial Conference will be set for \_\_\_\_\_ 2026.

DATED: \_\_\_\_\_

Honorable William B. Shubb